



PTO/SB/21 (09-04)

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JFW**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/801,361
Filing Date	March 15, 2004
First Named Inventor	Quake, Stephen R.
Art Unit	1743
Examiner Name	Not Assigned
Attorney Docket Number	20174C-001140US

ENCLOSURES (Check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Request for Excuse of Error in Establishing Small-Entity Status
Return Postcard |
|--|--|---|

Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.
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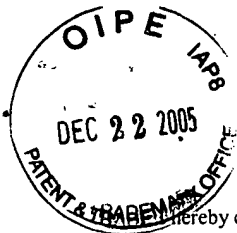
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature	<i>Patrick M. Boucher</i>		
Printed name	Patrick M. Boucher		
Date	December 19, 2005	Reg. No.	44,037

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	<i>Nina L. McNeill</i>		
Typed or printed name	Nina L. McNeill	Date	December 19, 2005



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

PATENT
Attorney Docket No.: 20174C-001140US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On December 19, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Kevin L. McNeill

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen R. Quake et al.

Application No.: 10/801,361

Filed: March 15, 2004

For: INTEGRATED ACTIVE FLUX
MICROFLUIDIC DEVICES AND
METHODS

Customer No.: 20350

Examiner: Not Assigned

Art Unit: 1743

REQUEST FOR EXCUSE OF ERROR IN
ESTABLISHING SMALL-ENTITY
STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Small-entity status was erroneously established in the above-identified application without intent to deceive. Excuse of the error is requested. 37 CFR §1.28(c).

The following is an itemization of the total deficiency payment due, setting forth all payments erroneously paid as a small entity:

Payment	Small-Entity Amount Paid	Current Large- Entity Amount	Deficiency
Utility Filing Fee	\$385.00 (3/15/04)	\$1,000.00	\$615.00
Excess Claims (72)	648.00 (3/15/04)	3,600.00	2,952.00
Excess Independent Claims (3)	129.00 (3/15/04)	600.00	471.00

12/23/2005 SLUANG1 00000007 201430 10801361

01 FC:1001 790.00 OP
02 FC:1201 228.00 DA 372.00 OP
03 FC:1202 3600.00 DA

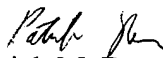
Stephen R. Quake
Application No.: 10/801,361
Page 2

PATENT

Application Size Fee (82 sheets over 100) = 2 fractions of 50 @ \$250/each	0	500.00	500.00
Total			\$4,538.00

It is thus believed that the deficiency amount owed is \$4,538.00 Including the applicable fee under 37 CFR §1.17(i), the total amount due for excuse of the error is thus believed to be **\$4,668.00** which the Office is authorized to deduct from Deposit Account No. 20-1430. Should the amount due be determined by the Office to be otherwise, the Office is authorized to deduct the determined amount from Deposit Account No. 20-1430.

Respectfully submitted,


Patrick M. Boucher
Reg. No. 44,037

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Adjustment date: 12/23/2005 SLUANG1
03/18/2004 ARDUF01 00000040 10801361
01 FC:2001 -385.00 OP
02 FC:2201 -129.00 OP
03 FC:2202 -648.00 OP